

PATENT

Docket No.: 12013/56004

Appl. No. 10/656,218 Response to Election Restriction Requirement

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.

10/656,218

Confirmation No.

1060

Applicant

Ernst Peter Strecker

Title

ENDOPROSTHESIS THAT CAN BE

PERCUTANEOUSLY IMPLANTED IN THE PATIENT'S BODY

Filed

September 8, 2003

TC/A.U.

3738

Examiner

David H. Willse

Docket No.

12013/56004

Customer No.

23838

Mail Stop: Amendment Customer Service Window Randolph Building 401 Dulany Street Alexandria, VA 22314

RESPONSE TO ELECTION/RESTRICTION REQUIREMENT

SIR:

In response to the Election/Restriction Requirement mailed October 20, 2006, Applicant hereby elects the species identified as Species II. The claims within the elected species that read on Species II are claims 33-36 and 38-51. Claims 38-51 are generic. This election is without prejudice to or disclaimer of the non-elected claims. Applicant reserves the right to file one or more divisional application(s) directed to the non-elected subject matter in accordance with the provisions of 35 U.S.C. § 121.

Should there be any questions concerning this matter, the Examiner is invited to contact the Applicant's undersigned attorney.

PATENT Appl. No. 10/656,218

Docket No.: 12013/56004

Response to Election Restriction Requirement

The Commissioner is authorized to charge any fees or credit any overpayments which may be incurred in connection with this paper under 37 C.F.R. §§ 1.16 or 1.17 to Deposit Account No. 11-0600.

Respectfully submitted,

Date: November 16, 2006

Daniel G. Shanley Reg. No. 54,863

KENYON & KENYON LLP 1500 K Street, N.W., Suite 700 Washington, D.C. 20005

Tel: (20

(202) 220-4200

Fax: (202) 220-4201